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Who Is the Generator?

The generator has specific responsibilities regarding the management of special waste under Indiana's Solid Waste Land Disposal Facilities Rule (329 IAC 10). "Generator" or "Generating Facility" is defined under 329 IAC 10-2-78 as:

"[A]ny person or location, at, on or by which one (1) or more solid wastes are generated, such as a manufacturing plant that may generate more than one (1) source of solid waste at the plant location. The term does not include a hazardous waste generator as regulated by 329 IAC 3.1."

This definition implies that it must be the **original** manufacturing process that has generated the waste. In other words, the facility whose act first causes the material to be a solid waste is the generator. A processing facility that alters the waste, chemically or physically, only to make the waste more amenable for disposal is not the generator. Examples include but are not limited to treatment, bulk repackaging, or solidification of waste for disposal. However, processing or manufacturing facilities that are doing reclamation in order to recover a usable product are considered the generator of any residues produced that require disposal.